IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.50192 of 2008
RAM PRAKASH KUMAR
Versus
THE STATE OF BIHAR

2/ 18/12/2008. Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is the husband apprehending arrest in a complaint case under Sections- 498A, 323, 379, 406 and 420 of I.P.C. and 3/4 of D.P. Act. filed on 2.4.2007.

It is submitted that earlier he had filed Matrimonial Case No.110/06 for restitution of conjugal rights which came to be dismissed for non-prosecution when he has filed a fresh suit for the purpose being Matrimonial Case No.40/08.

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Having considered the facts and circumstances of the case let the petitioner above named surrender before the court below within four weeks when he shall be enlarged on anticipatory bail for a period of six months only upon furnishing the bail-bonds of Rs.10,000/- (ten thousand) along with two sureties of the like amount each to the satisfaction of Sub-divisional Judicial Magistrate, Sadar at Motihari in connection with Complaint Case No.524/07 (Trial No.1918/08).

On the date that he furnishes his bail-bonds

notice shall be issued to the complainant seeking her response. Based on subsequent developments during this period of six months, if the petitioner appears physically and surrenders to the jurisdiction of the court below, his application for regular bail shall be considered in light of the subsequent developments and the attitude of the parties to be assessed by the court below, without being prejudiced by the limited grant of anticipatory bail by this Court.

KC **(Navin Sinha, J.)**

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